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File No. Employment of Children II/45

Legal Department

K BRANCH

Subject:—

Rules and Notifications under the Employment of Childsen. Act. 1938

File No. Employment of childsen II/ K.

Gen. 194 b.

248 B

Office of the R.L.A.

A revised dr ft notification is sent herewith.

Sd/P.N.M.
17/3/45.

Remembrancer of Legal Affairs.

U.O. to P.W.D.No.2173,dated the 18th March 1945

EKM.12/7/

NOTIFICATION.

Public Works Department,

Bombay Castle, March 1945.

Employment of children Act, 1938.

No.3521/36.- In exercise of the powers conferred by sub-section (2) of section 7 of the Employment of Children Act, 1938, (XXVI of 1938), the Government of Bombay is pleased to make the following rules namely:-

(Here enter A-A at pp. 1039105).

EKN.12/7/

Office of the R.L.A.

Two revised draft notifications in place of the draft notification at page 159 ante are sent herewith.

Sd/P.N.M.
2/9/45.

Remembrancer of Legal Affairs.

U.R. to P.W.D.No.6640,dated the 12th September 1945

EKN.12/7/

NOTIFICATION.

Public Works Department,
Bombay Castle, 1945.

Employment of Children Act, 1938.

In exercise of the powers conferred by sub-section (2) of section 7 of the Employment of Children Act, 1938 (XXVI of 1938), the Government of Bombay is pleased to amend the Employment of Children (Railways other than Federal Railways) Rules, 1944, as follows, namely :-

Against entry I in column 1 of the Schedule appended to the said rules, after entry (7) in column 2 thereof the following shall be inserted, namely:-

"(8) Section from Broach to Jambusar with extensions to Kavi and Dehej."

By order of the Governor of Bombay

EKN.12/7/

Secretary to Government

NOTIFICATION.

Public Works Department,
Bombay Castle, 1945.

Employment of Children Act, 1938.

No. .- In exercise of the powers conferred by section 6 of the Employment of Children Act, 1938 (XXVI of 1938), the Government of Bombay is pleased to amend the Government Notification in the Public Works Department, No.3521/36(ii), dated the 23rd May 1945, as follows, namely:-

Against entry I in column 1 of the Schedule appended to the said notification, after entry (7) in column 2 thereof the following shall be inserted, namely:-

"(8) Section from Broach to Jambusar with extensions to Kavi and Dehej."

By order of the Governor of Bombay,

Secretary to Government.

EKN.12/7/

R.I.No.10094 dated 15.11.1945.

Submitted with reference to the P.W.D. note at pp.199-200 ante.

2. Reference is solicited to the R.L.A's opinion No.8755,dated 12.12.1944 wherein it was stated that it was unnecessary and improper to mention in rule 3 of the Employment of Children (Railways other than Federal Railways)Rules, 1944,that the Inspector should exercise such other powers of inspection as he might deem necessary for carrying out the pruposes of this Act,since under section 6 of the Employment of Children Act,1938 (XXVI of 1938), he was appointed for the purpose of securing compliance with the provisions of the Act, It was further pointed out that if desired, specific rules could and should be framed prescribing the procedure to be followed by the inspectors....

3. The Deputy Secretary to the Govt. of Bombay, Public Works Department had referred the above points to the Govt, of India in his letter No. 3521/36-M, dated 7th June 1945. The Under Secretary to the Govt. of India states in his letter No.L.3090 dated 26th October 1945 that the Govt. of India have been advised that the omission of the words "and exercise such other powers of inspection .... for carrying out the purposes of the Act" in rule 3 of the said rules is unobjectionable.

4. For the framing of the rules prescribing the procedure to be followed by the inspector as advised by the R.L.A. the P.W.D. proposed to defer the question for the time being as the Govt. of India have stated in the afor-said letter that in the practical working of the rules, no necessity

has.....

nas yet arisen for prescribing the procedure to be followed by the inspectors.

5. The papers may therefore be returned to P.W.D. with remarks "seen and returned". Submitted for approval.

Sd/ L.B.Bhalani.
29/11/1945.

Papers may be -

Seen and returned.

S.S. Sd/SnW.P.

A.A.L.R. Sd/

R.L.A. sd/P.W.M. 5/12/45.

Office of the R.L.A.

Seen and returned.

Sd/

For Remembrancer of Legal Affairs.

U.R. to P.W.D.No.9136,dated the 7-12-1945. BKN.12/7/